



Area Board XII

(serving Inyo, Mono, Riverside and San Bernardino counties)

Office of the California State Council on Developmental Disabilities
To protect and advocate for the civil, legal and service rights of persons with developmental disabilities.

Members of SCDD Area Board XII:

**S. McQueen (Chair), D. Gonzales (Vice Chair), B. Thompson (Secretary),
C. Garnica (SCDD Member), M. Benton (Member at Large),
L. Ciccarelli, S. Davis, G. Lee, M. Patterson, C. Rogel, J. Stathem,
D. Tobias, L. Viduya and J. Wright**

BOARD MEETING NOTICE and AGENDA

Posted at www.scdd.ca.gov

Pursuant to Government Code Section 11123.1 and 11125(f), individuals with disabilities who require accessible alternative formats of the agenda and related meeting materials and/or auxiliary aids/services to participate in the meeting, should contact Vicki Smith by phone: (909) 890-1259 or e-mail: Vicki.Smith@scdd.ca.gov at least 5 days prior to the meeting.

[Note: Breaks will be announced as needed. Agenda items may be taken out of order to meet the Board's and its guests' needs as necessary. Action may be taken under any agenda item]

	Governmental Affairs Committee & and Housing and Development Committee and Grants Review Committee	Board Meeting
DATE	Saturday, June 1, 2013	Saturday, April 6, 2013
Time	9:00 a.m. to 10:00 a.m.	10:00 a.m. to 2:00 p.m.
Location	<u>Northern Inyo Hospital</u> 2957 Birch Street Bishop, CA 93514 +1 (760) 873-5811	<u>Northern Inyo Hospital</u> 2957 Birch Street Bishop, CA 93514 +1 (760) 873-5811

(*) ending time for these meetings is approximate and is intended solely for the purpose of travel planning.

Housing and Development Committee

(Saturday, June 1, 2013 at 9:00 a.m)

Northern Inyo Hospital - 2957 Birch Street, Bishop

1. Roll Call (L. Ciccarelli)
2. Consideration of Legislative (Housing only) Bills
3. Adjourn

Governmental Affairs Committee

(Saturday, June 1, 2013 . immediately following Housing and Development Committee

Northern Inyo Hospital - 2957 Birch Street, Bishop

1. Roll Call (S. McQueen)
2. Consideration of Legislative Bills
- Adjourn

Grants Review Committee

(Saturday, June 1, 2013 immediately following Government Affairs Committee)

Northern Inyo Hospital - 2957 Birch Street, Bishop

1. Roll Call (S. McQueen)
2. Cycle 36 Grant – Timelines for Publication
3. Adjourn

Board Meeting

(Saturday, June 1, 2013 at 10:00 a.m.)

Northern Inyo Hospital - 2957 Birch Street, Bishop

1. Call to Order (S. McQueen, Chair)
2. Roll Call – Establishment of Quorum (B. Thompson, Secy)
3. Introductions (S. McQueen, Chair)
4. Approval of Minutes (S. McQueen, Chair)
 - a. April 6, 2013 (Cathedral City, CA)
5. Presentation(s)
 - a. Overview of Dental Services in Inyo and Mono Counties

6. **Public Comments on Matters Not on the Agenda:** This Section is for members of the public only; and is to provide the public an opportunity to comment and/or present information to the Board on any matter that is not on the agenda. Each public member will be afforded up to five minutes to speak (unless, otherwise allowed by the Chair). Written requests, if any, will be considered first under this section. Additionally, the Board will provide a public comment period not to exceed 5 minutes total for all public comments prior to Board action on each item that is on the agenda.

- 7. Chairperson's Report (S. McQueen, Chair)
 - 8. SCDD Representative Report (C. Garnica)
 - 9. Executive Director's Report (V. Smith)
 - 10. Committee Reports
 - a. Executive (S. McQueen)
 - b. Housing and Development (L. Ciccarelli)
 - c. Governmental Affairs (S. McQueen)
 - d. Grants Review (S. McQueen)
 - e. Self-Advocacy/ (B. Thompson)
 - i. Statewide Self Advocacy Network (SSAN) (D. Tobias)
 - 11. Continuing Business
 - a. County Reports - Inyo/Mono/Riverside/San Bernardino – this is a time to share concerns or innovative solutions to service delivery for people with developmental disabilities by county.
 - 12. Announcements
 - a. Agenda Items for Future Meetings
 - 13. Adjourn (S. McQueen, Chair)
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Members of SCDD Area Board XII:

**S.McQueen (*Chair*), D.Gonzales (*Vice Chair*),
B. Thompson (*Secretary*), M. Benton (*Member at Large*),
L.Ciccarelli, S.Davis, C. Garnica, G. Lee, M. Patterson,
C. Rogel, J.Stathem, D.Tobias, L.Viduya and J. Wright**

****DRAFT MINUTES****

Board Meeting – April 6, 2013
Doral Princess – Cathedral City

<u>Members Present</u>	<u>Members Absent</u>	<u>Staff Present</u>
M. Benton	J. Stathem	V. Smith
L. Ciccarelli		
S. Davis		
C. Garnica		
D. Gonzales		
G. Lee		
S. McQueen		
M. Patterson		
C. Rogel		
B. Thompson		
D. Tobias		
J. Wright		

- 1. Call to Order** - Meeting called to order by S. McQueen at 9:00 a.m.
- 2. Roll Call** – Secretary called the roll and a Quorum Present
- 3. Introductions** – Introductions were made and new members C. Rogel and L. Viduya gave a brief bio of themselves.
- 4. Approval of Minutes** –Minutes from February 2, 2013 (Rancho Cucamonga, CA), were approved (B. Thompson (m)/ D. Gonzales (s)/ L. Viduya (a)/ (c)
- 5. Presentation**
 - a. Holly Bins, esq** – Ms. Bins gave an overview of the Clients Rights Advocacy and Volunteer Advocacy Project responsibilities that State Council on Developmental Disabilities has with the Department of Developmental Services and an overview of the Canyon Springs facility and programs to prepare clients to return to their home communities.
- 6. Public Comments on Matters Not on the Agenda:** None.

- 7. Chairperson's Report** - Chair reported that she is part of the ad hoc selection committee which is developing the job duty statement for the new SCDD Executive Director and that she will be working with the Area Board 12 Executive Director in looking for a more appropriate location for the main office.
- 8. SCDD Representative Report** - C. Garnica provided an update to the board on SCDD actions and committees that she has been assigned to.
- 9. Executive Director's Report** - V. Smith updated the board on the budget and on collaborative trainings in the area.

10. Committee Reports

- a. **Executive** - No report – no meetings
- b. **Governmental Affairs**- S. McQueen reported that the committee met on April 5 and voted unanimously to take the same position as the SCDD Exec Committee did on AB1041 (Chesbro); SB577 (Pavley); SB349 (Walters); SB126 (Steinberg); SB163 (Hueso); SB155 (Correa); SB 961 (Levine), and SB602 (Yamada). The Director is asked to write the appropriate letters.
- c. **Housing and Development** – L. Ciccarelli reported that the Housing and Development Committee met on April 5 and reviewed SB50 (Jackson) and voted unanimously to take the same position as the SCDD Exec Committee on SB550 so long as approved by the board. A motion was made to approve the committee's recommendation C. Garnica (m)/ B. Thompson (s)/ (c).
- d. **Grants Review** – S. McQueen reported that the Grants Review committee met on April 5 and believes that the State Plan Area of Emphasis focusing on Employment or Community Supports should be what Area Board 12's local Request for Proposal for Grant Cycle 36 should be utilized for. A motion was made to approve the committee's recommendation D. Gonzales (m)/ B. Thompson (s)/ (c)
- e. **Self-Advocacy** – B. Thomson gave an overview of the People First and D. Tobias gave a report on his recent activities at the Statewide Self-Advocacy Network (SSAN).

11. Continuing Business

- a. **County Reports - Inyo/Mono/Riverside/San Bernardino** – G. Lee announced that there will be a dance at the Trinity Church in Redlands, CA on 4-19-2013 and L. Ciccarelli informed the board about a training on bully prevention given by the Mono County Office on Education.

12. Announcements

- a. **Agenda Items for Future Meetings** – Non suggested

13. Adjourn – meeting was adjourned at 10:50 a.m.

14. Tour – the board toured Canyon Springs Community Facility

**Bills for Review by
Area Board 12 - Government Affairs Committee
as presented by Legislative and Public Policy Committee to
SCDD Council - March 20, 2013 – referred to SCDD Executive Comm for 4-9-2013**

Employment Bills

AB 1041 (Chesbro) Employment First Policy –**SUPPORT**. Sponsored by SCDD, AB 1041 would establish an Employment First Policy in statute. **In APP SUSPENSE**

SB 577 (Pavley), Employment Pilot Project – RECOMMEND SUPPORT IN PRINCIPLE, IF AMMENDED. The bill would pilot two innovations aimed at increasing the availability of employment for people with autism. – **In APP SUSPENSE – hearing 5-23-2013**

Autism only legislation

SB 126 (Steinberg) – **SUPPORT with AMMEND**. Would extend the sunset of SB 946 to 2019.

Trailer Bill Language on Regional Center Financial Responsibility for Co-pays and Deductibles – RECOMMEND AMMENDING. For services covered by a parent's private insurance AND is included in the IPP/IFSP, the TBL proposed by the Administration would *allow* regional centers to pay co-pays. It would require regional centers to means test the reimbursement of any co-pays. The TBL also forbids regional centers from paying deductibles. RECOMMEND: Amend the proposed TBL to **require** regional centers to pay insurance co-pays, co-insurance and deductibles without means testing; and where "parents" are mentioned in the TBL, also include guardians, conservators, caregivers, and authorized representatives. – **In ASM Read- H@D**

SB 163 (Hueso) – RECOMMEND CO-SPONSOR. As an alternative to the TBL above, the bill would clarify regional center financial responsibility for co-pays and deductibles. The bill currently has only spot language, but if we are co-sponsors we have greater control over the language developed. Autism Speaks and the Alliance of California Autism Organizations would also co-sponsor. **In APP SUSPENSE – hearing 5-23-2013**

Equity and Diversity Legislation (Autism Task Force)

SB 155 (Correa) –**SUPPORT**. DRC sponsored legislation which would require IPPs and IFSPs to consider the cultural and linguistic needs of the consumer and family, in order to provide services in a linguistically and culturally appropriate manner. – **SEN FLOOR**

Self-Determination Legislation (SB 468)

SB 468 (Emmerson and Beall). SB 1041 is sponsored by Autism Society of LA and DRC. It would expand the Self-Determination Pilots by establishing a statewide Self-Determination program which will be capped at 2500 participants in the first three years. The program would be cost neutral, represent the ethnic diversity of the state, and increase flexibility in services. The bill is bare bones now and will be filled out. Lapin stated that the self-determination program cap of

2500 individuals would be amended to allow open enrollment in the program after 3 years. Lapin clarified that the program will allow individuals to hire their own workers and purchase non-vendored services. A recommendation was made to include the requirement in the legislation that all regional centers shall offer the program. The committee directed Council staff to work with the sponsors and authors on developing content of the legislation. **In APP SUSPENSE – hearing 5-23-2013 – SCDD recommending open enrollment in program after 3 years and include the requirement that all regional centers shall offer the program.**

Abuse and Neglect Legislation

SB 651 (Pavley and Leno) – **SUPPORT**. Sponsored by DRC, the bill would require that a suspected victim of sexual assault at developmental centers and state hospitals be provided a medical evidentiary exam performed at an appropriate external facility. Failure to report specified assaults, deaths and injuries to external law enforcement would result in a Class B Citation. **IN ASM**

SB 961 (Levine) – **SUPPORT**. Sponsored by DRC, the bill would require that certain licensing citations at developmental centers and state hospitals be redacted only for name and personal identifying information. The bill would also require, in these facilities, that Department of Public Health complete its investigation of death, serious injury and other incidents within specified times. The bill will be amended to require that misconduct of licensed staff in these facilities be reported to the licensing agency. **APP SUSPENSE**

SB 602 (Yamada) – **SUPPORT**. This bill would require the Commission on Peace Officer Standards and Training (in the Department of Justice) to establish and keep updated a continuing education classroom training on law enforcement intervention with mentally disabled persons. The bill would require that law enforcement personnel with jurisdiction over state hospitals and developmental centers receive this training. These facilities would be required to immediately (instead of as soon as practically possible) report specified incidents, including death and sexual assault to local law enforcement, and to coordinate its investigations with them. **ASM HUM SERVS**

Bills for Review by
Area Board 12 – Housing and Development Committee
as presented by Legislative and Public Policy Committee to
SCDD Council - March 20, 2013 – referred to SCDD Executive Comm for 4-9-2013

Housing Legislation (referred to Area Board 12 Housing Comm)

SB 550 (Jackson) – *RECOMMEND SUPPORT*. Sponsored by DRC, the bill would require that accessibility requirements for state financed affordable housing be elevated to be consistent with federal requirements. Additionally, the minimum percentage of required accessible units be increased from 5% to 10%. **In APP SUSPENSE**



State Council on Developmental Disabilities

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2013 SPONSORED LEGISLATION

AB 1041 (Chesbro) - SPONSOR. This legislation would make it the policy of the state that *opportunities for integrated competitive employment shall be given the highest priority for working age individuals with developmental disabilities, regardless of the severity of their disabilities.* Co-sponsors are the Arc of California and CDSA.

SB 577 (Pavley) – CO-SPONSOR. The bill would pilot two innovations aimed at increasing the availability of employment for people with developmental disabilities: A service category for employment preparation; and an incentive system to encourage employment support providers to assist people to obtain integrated competitive employment. Co-sponsor is CDSA.

SB 163 (Hueso) – CO-SPONSOR. This bill would require a regional center to pay any applicable copayment, coinsurance, and deductible imposed by a health insurance policy or health care service plan for a service or support required by a consumer's IPP or IFSP, as specified. This bill would prohibit a regional center from imposing on the consumer or his or her family a share of cost for, or income requirements relating to, those payments. Co-sponsors are Autism Speaks and the Alliance of California Autism Organizations.

2013 LEGISLATIVE SUPPORT POSITIONS

Self-Determination

SB 468 (Emmerson-Beall) – Would expand the Self-Determination Pilots by establishing a statewide Self-Determination program, giving regional center clients control over their own service budget. Self-Determination is a civil rights issue. It gives people the basic human dignity and tools to take responsibility for their lives.

Equity and Diversity

AB 1232 (Perez) – Would require DDS to consider outcomes based measures on cultural and linguistic competency of services when choosing a quality assessment instrument.

"The Council advocates, promotes & implements policies and practices that achieve self-determination, independence, productivity & inclusion in all aspects of community life for Californians with developmental disabilities and their families."

SB 319 (Perez) – Would enhance regional center data collection, and their publication, on disparities in service delivery between regional center ethnic populations.

SB 321 (Perez) – Would direct DDS to address linguist and cultural competency inequitable distribution of services in the regional centers' performance contracts.

SB 555 (Correa) – Addresses the linguistic and cultural competency of the IPP process and of services addressed by the IPP.

Abuse and Neglect

SB 651 (Pavley and Leno) – Would require that a suspected victim of sexual assault at developmental centers and state hospitals be provided a medical evidentiary exam performed at an appropriate external facility. Failure to report specified assaults, deaths and injuries to external law enforcement would result in a Class B Citation.

AB 961 (Levine) – Would require that certain licensing citations at developmental centers and state hospitals be redacted only for name and personal identifying information. The bill would also require, in these facilities, that Department of Public Health complete its investigation of death, serious injury and other incidents within specified times. Misconduct of licensed staff in these facilities be reported to the licensing agency.

AB 602 (Yamada) – Would require the Commission on Peace Officer Standards and Training to establish and keep updated a continuing education classroom training on law enforcement intervention with mentally disabled persons. Require law enforcement personnel with jurisdiction over state hospitals and developmental centers receive this training. Require these facilities to immediately report incidents, such as death and sexual assault, to local law enforcement and coordinate its investigations with them.

Other Legislation

SB 1 (Steinberg) and SB 391 (DeSaulnier) – Both bills are critical for funding affordable housing for low income populations, including people with developmental disabilities. These bills also present an opportunity to increase the availability of affordable AND accessible housing units. SCDD will work with the DD housing coalition to have these bills amended to include provisions for accessible housing.

SB 126 (Steinberg) – Would extend the sunset of SB 946, the autism treatment insurance mandate, to 2019.